

Amiad U.S.A., Inc.  
v.  
Advanced Water Technologies

No. 18-cv-520

Amiad U.S.A., Inc.'s Brief Opposing AWT's  
Motion to Dismiss or in the Alternative to  
Transfer

**Exhibit B**

# U.S. District Court — Judicial Caseload Profile

NEW YORK SOUTHERN

NEW YORK SOUTHERN			12-Month Periods Ending						Numerical Standing Within			
			Jun 30 2013	Jun 30 2014	Jun 30 2015	Jun 30 2016	Jun 30 2017	Jun 30 2018				
Overall Caseload Statistics	Filings <sup>1</sup>		11,753	12,179	13,013	13,074	12,526	13,727	U.S.	Circuit		
	Terminations		12,000	12,263	13,703	12,731	13,252	12,578				
	Pending		18,774	18,545	18,069	18,341	17,030	18,152				
	Percent Change in Total Filings Current Year Over Earlier Year		16.8	12.7	5.5	5.0	9.6					
Number of Judgeships			28	28	28	28	28	28	24	2		
Vacant Judgeship Months <sup>2</sup>			57.8	8.7	0.0	11.0	16.0	38.8				
Actions per Judgeship	Filings	Total	420	435	465	467	447	490			48	3
		Civil	333	362	401	382	364	414			27	3
		Criminal Felony	62	49	43	58	52	49			81	6
		Supervised Release Hearings	25	23	21	27	31	28			57	5
	Pending Cases <sup>2</sup>		671	662	645	655	608	648	23	3		
	Weighted Filings <sup>2</sup>		436	427	442	471	457	512	29	3		
	Terminations		429	438	489	455	473	449	54	4		
	Trials Completed		14	16	14	14	15	14	57	5		
	Median Time (Months)	From Filing to Disposition	Criminal Felony	15.9	15.1	16.3	14.5	13.1	14.3	82	5	
Civil <sup>2</sup>			8.3	8.1	8.9	7.9	8.4	6.4	12	1		
From Filing to Trial <sup>2</sup> (Civil Only)		26.6	32.1	30.0	25.1	31.4	31.4	39	1			
Other	Number (and %) of Civil Cases Over 3 Years Old <sup>2</sup>		3,456 25.7	3,454 25.4	2,716 20.0	2,397 17.6	2,265 18.8	2,493 18.8	85	6		
	Average Number of Felony Defendants Filed per Case		2.0	1.7	1.7	2.0	2.2	2.0				
	Jurors	Avg. Present for Jury Selection	89.1	87.5	75.8	73.1	68.7	75.7				
		Percent Not Selected or Challenged	60.0	56.1	55.1	55.7	48.6	51.6				

## 2018 Civil Case and Criminal Felony Defendant Filings by Nature of Suit and Offense

Type of	Total	A	B	C	D	E	F	G	H	I	J	K	L
Civil	11,579	492	1,009	1,135	17	106	1,427	1,091	751	1,232	2,931	36	1,352
Criminal <sup>1</sup>	1,352	11	598	57	170	323	56	49	2	21	13	7	45

NOTE: Criminal data in this profile count defendants rather than cases and therefore will not match previously published numbers.

<sup>1</sup> Filings in the "Overall Caseload Statistics" section include criminal transfers, while filings by "Nature of Offense" do not.

<sup>2</sup> See "Explanation of Selected Terms."

# U.S. District Court — Judicial Caseload Profile

## NORTH CAROLINA MIDDLE

NORTH CAROLINA MIDDLE			12-Month Periods Ending						Numerical Standing Within			
			Jun 30 2013	Jun 30 2014	Jun 30 2015	Jun 30 2016	Jun 30 2017	Jun 30 2018				
Overall Caseload Statistics	Filings <sup>1</sup>		1,909	1,813	1,801	2,058	1,860	1,828	U.S.	Circuit		
	Terminations		1,615	2,107	1,981	1,983	1,918	1,882				
	Pending		2,250	1,962	1,756	1,825	1,778	1,739				
	Percent Change in Total Filings Current Year Over Earlier Year		-4.2	0.8	1.5	-11.2	-1.7					
Number of Judgeships			4	4	4	4	4	4	67	8		
Vacant Judgeship Months <sup>2</sup>			0.0	0.0	12.0	0.0	0.0	0.0				
Actions per Judgeship	Filings	Total	477	453	450	515	465	457			54	6
		Civil	317	297	266	375	296	285			55	7
		Criminal Felony	131	129	149	101	129	116	26	3		
		Supervised Release Hearings	30	28	36	38	41	57	23	4		
	Pending Cases <sup>2</sup>		563	491	439	456	445	435	52	5		
	Weighted Filings <sup>2</sup>		404	407	428	402	418	390	60	7		
	Terminations		404	527	495	496	480	471	50	5		
	Trials Completed		20	17	16	14	13	21	24	4		
	Median Time (Months)	From Filing to Disposition	Criminal Felony	6.6	6.8	6.1	7.0	6.3	6.7	13	2	
Civil <sup>2</sup>			11.4	11.0	11.6	10.5	9.7	9.3	49	6		
From Filing to Trial <sup>2</sup> (Civil Only)		-	-	-	-	-	-	-	-			
Other	Number (and %) of Civil Cases Over 3 Years Old <sup>2</sup>		97 5.7	100 6.9	157 12.7	121 8.7	82 6.4	83 6.7	47	6		
	Average Number of Felony Defendants Filed per Case		1.3	1.2	1.4	1.3	1.3	1.2				
	Jurors	Avg. Present for Jury Selection	69.4	44.2	42.1	49.9	48.7	43.8				
		Percent Not Selected or Challenged	54.8	40.7	24.2	48.5	43.7	46.6				

### 2018 Civil Case and Criminal Felony Defendant Filings by Nature of Suit and Offense

Type of	Total	A	B	C	D	E	F	G	H	I	J	K	L
Civil	1,138	173	15	446	18	9	60	94	49	28	155	-	91
Criminal <sup>1</sup>	461	12	112	39	174	52	26	24	2	5	4	2	9

NOTE: Criminal data in this profile count defendants rather than cases and therefore will not match previously published numbers.

<sup>1</sup> Filings in the "Overall Caseload Statistics" section include criminal transfers, while filings by "Nature of Offense" do not.

<sup>2</sup> See "Explanation of Selected Terms."

# U.S. District Court — Judicial Caseload Profile

## NORTH CAROLINA WESTERN

NORTH CAROLINA WESTERN			12-Month Periods Ending						Numerical Standing Within			
			Jun 30 2013	Jun 30 2014	Jun 30 2015	Jun 30 2016	Jun 30 2017	Jun 30 2018				
Overall Caseload Statistics	Filings <sup>1</sup>		2,467	1,995	1,942	2,309	2,214	2,204	U.S.	Circuit		
	Terminations		2,207	2,334	2,197	2,212	2,119	2,220				
	Pending		2,294	1,945	1,676	1,780	1,871	1,839				
	Percent Change in Total Filings Current Year Over Earlier Year		-10.7	10.5	13.5	-4.5	-0.5					
Number of Judgeships			5	5	5	5	5	5	63	6		
Vacant Judgeship Months <sup>2</sup>			0.0	0.0	0.0	0.0	0.0	9.9				
Actions per Judgeship	Filings	Total	493	399	388	462	443	441			61	7
		Civil	304	241	217	285	247	249			69	9
		Criminal Felony	143	105	113	120	138	122	24	2		
		Supervised Release Hearings	46	53	58	57	57	70	15	3		
	Pending Cases <sup>2</sup>		459	389	335	356	374	368	70	7		
	Weighted Filings <sup>2</sup>		480	353	360	383	438	401	57	6		
	Terminations		441	467	439	442	424	444	56	6		
	Trials Completed		24	20	17	14	15	17	41	7		
	Median Time (Months)	From Filing to Disposition	Criminal Felony	15.4	15.4	15.6	11.4	9.7	9.0	38	6	
Civil <sup>2</sup>			8.1	9.4	8.5	9.2	8.7	8.7	43	3		
From Filing to Trial <sup>2</sup> (Civil Only)		24.9	24.5	-	19.2	17.9	19.3	7	2			
Other	Number (and %) of Civil Cases Over 3 Years Old <sup>2</sup>		34 2.7	36 3.2	38 3.9	39 3.3	45 3.7	54 4.5	30	4		
	Average Number of Felony Defendants Filed per Case		1.5	1.5	1.4	1.6	1.5	1.3				
	Jurors	Avg. Present for Jury Selection	30.5	30.7	34.2	28.7	29.1	42.1				
		Percent Not Selected or Challenged	24.2	17.5	22.1	29.7	20.5	40.3				

### 2018 Civil Case and Criminal Felony Defendant Filings by Nature of Suit and Offense

Type of	Total	A	B	C	D	E	F	G	H	I	J	K	L
Civil	1,244	224	12	283	20	21	88	122	65	48	229	2	130
Criminal <sup>1</sup>	608	15	182	56	158	93	20	39	5	6	10	4	20

NOTE: Criminal data in this profile count defendants rather than cases and therefore will not match previously published numbers.

<sup>1</sup> Filings in the "Overall Caseload Statistics" section include criminal transfers, while filings by "Nature of Offense" do not.

<sup>2</sup> See "Explanation of Selected Terms."